

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

NORMAN AIYASH,

Plaintiff,

Case No. 10-12259

HON. BERNARD A. FRIEDMAN

vs.

BAC HOME LOANS SERVICING,  
LP and SHORE MORTGAGE,

Defendants.

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**MEMORANDUM OPINION AND ORDER**

This matter is before the Court on Magistrate Judge Mark Randon's Report and Recommendation ("R and R") dated October 12, 2010. Magistrate Judge Randon recommended that Defendants' motions to dismiss be granted, that Plaintiff's case be dismissed with prejudice, that Plaintiff's "counter motion" be denied, and that Shore Mortgage's motion to strike be denied as moot. Objections to the R and R were not filed.

This Court had an opportunity to fully review this matter and believes that the Magistrate Judge has reached the correct conclusions for the proper reasons.

ACCORDINGLY:

IT IS HEREBY ORDERED that Magistrate Judge Mark Randon's Report and Recommendation dated October 12, 2010, is hereby accepted and adopted.

IT IS FURTHER ORDERED that Defendants' Motion to Dismiss is GRANTED.

IT IS FURTHER ORDERED that Plaintiff's case is DISMISSED WITH PREJUDICE.

IT IS FURTHER ORDERED that Plaintiff's "counter motion" is DENIED.

IT IS FURTHER ORDERED that Defendant Shore Mortgage's Motion to Strike is  
DENIED as moot.

Dated: November 4, 2010  
Detroit, Michigan

S/Bernard A. Friedman\_\_\_\_\_  
BERNARD A. FRIEDMAN  
UNITED STATES DISTRICT JUDGE

I hereby certify that a copy of the foregoing document  
was served upon counsel of record by electronic and/or first-class mail.

S/Carol Mullins  
Case Manager to Judge Friedman